



City of North Port

ORDINANCE NO. 2025-03

AN ORDINANCE OF THE CITY OF NORTH PORT, FLORIDA, CALLING FOR A REFERENDUM QUESTION TO BE PLACED BEFORE THE QUALIFIED VOTERS OF THE CITY OF NORTH PORT, FLORIDA AT A SPECIAL ELECTION; PROVIDING A REFERENDUM QUESTION DETERMINING WHETHER TO FINANCE A PORTION OF THE NEW POLICE DEPARTMENT HEADQUARTERS PROJECT THROUGH THE ISSUANCE BY THE CITY OF GENERAL OBLIGATION BONDS PAYABLE FROM THE PROCEEDS OF AD VALOREM TAXES LEVIED ON ALL TAXABLE PROPERTY WITHIN THE CITY IN AMOUNTS SUFFICIENT TO PAY DEBT SERVICE ON SUCH BONDS; PROVIDING FOR FINDINGS; PROVIDING FOR THE FILING OF THE ORDINANCE WITH THE SARASOTA COUNTY SUPERVISOR OF ELECTIONS; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

1 **WHEREAS**, it is necessary and desirable and in the best interests of the City to construct a new police
2 headquarters facility, as more particularly described in the plans and specifications on file with the City
3 (the "Police Headquarters Project"), in order to promote, improve, maintain and protect the health, safety
4 and welfare of the residents of the City; and
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6 **WHEREAS**, the most efficient and fair method of financing a portion of the costs of the Police
7 Headquarters Project is through the issuance of general obligation bonds (the "Bonds") secured by and
8 payable from the proceeds of ad valorem taxes levied without limit on all taxable property within the City
9 (the "Ad Valorem Taxes"); and
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11 **WHEREAS**, in accordance with the Constitution of the State of Florida and the North Port City Charter, the
12 question as to whether or not such Bonds should be issued to finance costs of the Police Headquarters
13 Project must be submitted to the qualified electors of the City at a primary, general or special election;
14 and
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16 **WHEREAS**, the City Commission authorizes that a referendum question concerning the issuance of the
17 Bonds for the purpose of financing costs of the Police Headquarters Project be submitted to the qualified
18 electors of the City at a special election to be held on May 13, 2025, for consideration by the City's voters;
19 and
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21 **WHEREAS**, the Sarasota County Supervisor of Elections (the "Supervisor of Elections") advises that in order
22 to obtain placement on the ballot for a May 13, 2025, special election, the Supervisor of Elections has
23 established a deadline of February 17, 2025 for the submission of referendum questions.

24 **NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF NORTH PORT, FLORIDA:**

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26 **SECTION 1 – FINDINGS**

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28 1.01 The above recitals are true and correct and are incorporated in this ordinance by reference.

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30 1.02 Pursuant to Florida Statutes Section 166.041(4)(c), a business impact estimate was not required
31 because this ordinance relates to the issuance or refinancing of debt.

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33 1.03 The City Commission finds that it is necessary and in the best interests of the City to complete the
34 Police Headquarters Project in order to promote, maintain and protect the health, safety, and
35 welfare of the residents of the City.

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37 1.04 The most efficient and fair method of financing a portion of the costs of the Police Headquarters
38 Project is through the issuance of the Bonds secured by and payable from the proceeds of the Ad
39 Valorem Taxes levied without limit on all taxable property within the City (the "Ad Valorem Tax
40 Proceeds").

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42 **SECTION 2 – REFERENDUM ELECTION CALLED**

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44 2.01 A referendum election is ordered and called to be held throughout the City of North Port, Florida
45 on May 13, 2025 (the "Referendum Election"). The Referendum Election will be a special election
46 for the purpose of submitting to the City's electors a referendum question as to whether to
47 finance a portion of the costs of Police Headquarters Project through the issuance of bonds in one
48 or more series, secured by and payable from the Ad Valorem Tax Proceeds. The referendum
49 question is set forth in Section 4 below.

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51 **SECTION 3 – CONDUCT OF REFERENDUM ELECTION**

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53 3.01 The Referendum Election called by this ordinance will be conducted in the manner prescribed in
54 Florida Statutes Chapters 100, 101, and 102.

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56 3.02 The polling places, election officials, and hours of election for the Referendum Election will be as
57 determined by the Supervisor of Elections in accordance with applicable Florida law.

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59 **SECTION 4 – FORM OF BALLOT**

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61 4.01 The question pertaining to whether to finance a portion of the Police Headquarters Project
62 through the issuance of bonds in one or more series, payable from the Ad Valorem Tax Proceeds
63 will be submitted to the qualified electors of the City in substantially the following form and will
64 be printed on the ballot:

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**OFFICIAL BALLOT
CITY OF NORTH PORT, FLORIDA
MAY 13, 2025**

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REFERENDUM QUESTION ____

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**GENERAL OBLIGATION BONDS TO FINANCE A PORTION OF A NEW
POLICE DEPARTMENT HEADQUARTERS FACILITY**

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**To finance a portion of a new Police Department headquarters facility,
shall the City of North Port be authorized to issue bonds in one or more
series in a total aggregate principal amount not to exceed \$115,000,000,
maturing no later than 30 years from issuance, bearing interest at no
more than the maximum lawful rate and payable from ad valorem
property taxes levied in amounts sufficient to pay debt service on such
bonds?**

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_____ YES – For Bonds

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_____ NO – Against Bonds

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87 **SECTION 5 – NOTICE OF ELECTION**

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89 5.01 The City Clerk is directed to make this ordinance available for inspection at the office of the City
90 Clerk and available on the City’s website at www.northportfl.gov.

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92 5.02 The City Clerk is directed to publish a notice of the referendum election in a newspaper of general
93 circulation within the City of North Port at least thirty (30) days prior to the date of the election.
94 The notice must be published at least twice, once in the fifth week and once in the third week
95 prior to the week in which the referendum election is to be held. The notice must be in
96 substantially the following form:

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**NOTICE OF BOND REFERENDUM ELECTION
REGARDING A NEW POLICE HEADQUARTERS FACILITY**

Notice is hereby given that a referendum election will be held on May 13, 2025, in the City of North Port, Florida to consider the following question:

REFERENDUM QUESTION ____

GENERAL OBLIGATION BONDS TO FINANCE A PORTION OF A NEW POLICE DEPARTMENT HEADQUARTERS FACILITY

To finance a portion of a new Police Department headquarters facility, shall the City of North Port be authorized to issue bonds in one or more series in a total aggregate principal amount not to exceed \$115,000,000, maturing no later than 30 years from issuance, bearing interest at no more than the maximum lawful rate and payable from ad valorem property taxes levied in amounts sufficient to pay debt service on such bonds?

_____ **YES – For Bonds**

_____ **NO – Against Bonds**

The polls will be open at the voting places on the date of the referendum election as determined by the Supervisor of Elections in accordance with applicable Florida law. All qualified electors of the City of North Port, Florida may vote in said election. Vote-by-mail and early voting will be permitted upon compliance with the applicable provisions of general law.

This referendum is being called pursuant to Ordinance No. 2025-03, which appears in full in this notice.

Heather Faust, MMC
City Clerk
City of North Port, Florida

[insert full copy of executed ordinance]

SECTION 6 – FILING WITH THE SUPERVISOR OF ELECTIONS

6.01 Upon this ordinance becoming effective, the City Clerk is directed to file a certified copy of this ordinance with the Supervisor of Elections and is authorized to take all appropriate actions necessary to carry into effect and accomplish the electoral provisions of this ordinance.

145 **SECTION 7 – SUPERVISOR OF ELECTIONS TO POST COPY OF ORDINANCE AT EACH POLLING PLACE**

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147 7.01 The Supervisor of Elections shall conspicuously post a copy of this ordinance at each polling place
148 during the hours that the polls are open to consider this referendum.

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150 **SECTION 8 – EFFECTIVENESS OF REFERENDUM RESULTS**

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152 8.01 Returns of the votes cast at the referendum shall be made as required by law.

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154 8.02 If a majority of the votes cast for the referendum question is “YES – For Bonds,” then the
155 referendum question will be approved and become effective as of 12:01 a.m. on the day following
156 the certification of the referendum results.

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158 8.03 If less than a majority of the votes cast for the referendum question is “YES – For Bonds,” then
159 the referendum question will be defeated and will not be effective or operative, and the same
160 shall be void and have no effect.

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162 **SECTION 9 – CONFLICTS**

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164 9.01 In the event of any conflict between the provisions of this ordinance and any other ordinance, in
165 whole or in part, the provisions of this ordinance will prevail to the extent of the conflict.

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167 **SECTION 10 – SEVERABILITY**

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169 10.01 If a court of competent jurisdiction finds that any section, subsection, sentence, clause, phrase,
170 or provision of this ordinance is for any reason invalid or unconstitutional, that provision will be
171 deemed a separate, distinct, and independent provision and will not affect the validity of the
172 remaining portions of the ordinance.

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174 **SECTION 11 – EFFECTIVE DATE**

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176 11.01 This ordinance takes effect immediately upon adoption.

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178 READ BY TITLE ONLY at first reading by the City Commission of the City of North Port, Florida in public
179 session on January 28, 2025.

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181 ADOPTED by the City Commission of the City of North Port, Florida on the second and final reading in
182 public session on February 11, 2025.

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184 CITY OF NORTH PORT, FLORIDA

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PHIL STOKES

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MAYOR

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191 ATTEST

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HEATHER FAUST, MMC

CITY CLERK

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199 APPROVED AS TO FORM AND CORRECTNESS

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202

MICHAEL GOLEN, CPM

INTERIM CITY ATTORNEY